

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	4:08CR3067
)	
v.)	
)	
GARY A. ZIERKE, JR.,)	MEMORANDUM
)	AND ORDER
Defendant.)	
_____)	

Gary A. Zierke, Jr. (Zierke) has filed yet another § 2255 motion. (*Compare*, for example, filing 270 *with* filing no. 182, filing no. 186, and filing no. 187.) He has not obtained permission to do so by the Court of Appeals as required by 28 U.S.C. § 2255(h). Moreover, this recent filing is just another in an apparently unending series of frivolous filings. (*See* docket sheet.) Therefore,

IT IS ORDERED that the Motion to Vacate under 28 U.S.C. § 2255 (filing no. 270) is denied with prejudice. A separate judgment will be issued. No certificate of appealability will be issued by the undersigned.

DATED this 21st day of November, 2013.

BY THE COURT:

Richard G. Kopf
Senior United States District Judge